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9 **BEFORE THE**
BOARD OF REGISTERED NURSING
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2013-938

13 **ANTHONY CHRISTIAN PRESIDENT**
14 **3129 Ohio Street**
Baytown, TX 77520

A C C U S A T I O N

15 **Registered Nurse License No. 809147**

16 Respondent.

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19 Complainant alleges:

20 **PARTIES**

21 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
22 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
23 Consumer Affairs.

24 2. On or about November 7, 2011, the Board of Registered Nursing issued Registered
25 Nurse License Number 809147 to Anthony Christian President (Respondent). The Registered
26 Nurse License expired on January 31, 2013, and has not been renewed.

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JURISDICTION

3. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811, subdivision (b) of the Code, the Board may renew an expired license at any time.

STATUTORY PROVISIONS

6. Section 2761 of the Code states:

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

(a) Unprofessional conduct, which includes, but is not limited to, the following:

....

(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action

....

COSTS

7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licentiate to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

CAUSE FOR DISCIPLINE

(Out of State Discipline Against Respondent's Nursing License)

8. Respondent has subjected his license to disciplinary action under section 2761, subdivision (a)(4) of the Code in that his registered nurse license was disciplined by the Texas Board of Nursing. The circumstances are as follows:

9. On or about April 16, 2012, *In the Matter of Registered Nurse License Number 745357 Issued to Anthony Christian President*, before the Texas Board of Nursing (Texas Board), Respondent was served with Formal Charges alleging that while he was employed with a Galveston hospital, on or about April 1, 2011, Respondent failed to administer a blood transfusion to a patient as ordered by the physician. Subsequently, the patient's hemoglobin dropped to a critical level. Respondent's conduct delayed the onset of medical care and treatments needed to prevent the progression of clinical complications.

10. The Texas Board concluded that Respondent's actions violated Title 22 of the Texas Administrative Code, section 217.11, subdivisions (1)(A), (1)(C), (1)(M), and (2); and section 217.12, subdivisions (1)(A) and (4).

11. Respondent waived informal proceedings, notice and hearing, and agreed to an order for a sanction of remedial education consisting of a course in nursing jurisprudence and ethics, and the course entitled "Sharpening Critical Thinking Skills." Respondent was required to complete the courses within one year of the effective date of the order, which was October 1, 2012.

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1 **PRAYER**

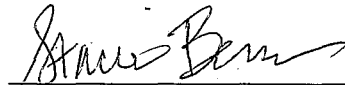
2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
3 and that following the hearing, the Board of Registered Nursing issue a decision:

4 1. Revoking or suspending Registered Nurse License Number 809147, issued to
5 Anthony Christian President;

6 2. Ordering Anthony Christian President to pay the Board of Registered Nursing the
7 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
8 Professions Code section 125.3;

9 3. Taking such other and further action as deemed necessary and proper.
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12 DATED: APRIL 19, 2013

13 
14 *for* LOUISE R. BAILEY, M.ED., RN
15 Executive Officer
16 Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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